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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/576,818	07/19/2006	Marie Dutreix	BJS-3665-177	2272

23117 7590 04/27/2009
NIXON & VANDERHYE, PC
901 NORTH GLEBE ROAD, 11TH FLOOR
ARLINGTON, VA 22203

EXAMINER

VIVLEMORE, TRACY ANN

ART UNIT	PAPER NUMBER
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1635

MAIL DATE	DELIVERY MODE
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04/27/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

April 24, 2009

NIXON & VANDERHYE, PC
901 NORTH GLEBE ROAD, 11TH FLOOR
ARLINGTON, VA 22203
US

Dear Sir/Madam,

Your refund request for 10/576,818 in the amount of \$180.00 has been denied.

No refund is due. Applicant must either make a 1.97(e)(1) statement that the references were not cited more than three months prior to the filing of the IDS, or pay the fee under 1.17(p). Applicant did not make a proper statement under 1.97(e)(1) and instead chose to pay the fee of \$180. If applicant had made a proper 1.97(e) statement and paid the fee, we could refund the money, but that didn't happen here.

Sincerely,

/Deborah E. Dotson/
Technical Center 1600
571 272 0520